



CITY OF FERNLEY

FERNLEY CONVENTION AND TOURISM AUTHORITY AGENDA REPORT

Meeting Date: February 8, 2021

REPORT TO:	Fernley Convention and Tourism Authority Board
REPORT FROM:	Daphne Hooper, City Manager
REVIEWED BY:	Denise Lewis, City Treasurer

FINANCIAL IMPACT: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>	CURRENTLY BUDGETED: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>	FUND/ACCOUNT: N/A
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ACTION REQUESTED: Consent Ordinance Resolution Motion Receive/File

AGENDA ITEM: Staff Report (For Possible Action): Discussion and Possible Action to recommend staff to move forward in modifying the City of Fernley Convention and Tourism Authority Board By-Laws.

Agenda Item Brief: The Board will discuss any potential changes to the By-Laws. A committee reviewed the by-laws and recommend the following changes to the compensation section only; currently the Board members can be reimbursed for necessary expenses if prior Administrative authority was given. Its recommended to modify the FCTA By-Law so it reflects members of the FCTA Board will not receive compensation of any type, including reimbursement of expenses.

Recommended Motion:

“I recommend staff to move forward in modifying the Fernley convention and Tourism Authority Board By-Laws.”

Business Impact (per NRS Chapter 237):

- A Business Impact Statement is Attached.
- A Business Impact Statement is not required because this is not a rule (term excludes vehicles by which legislative powers are exercised under NRS Chapters 271, 278, 278A, or 278B).

See attached report for background, analysis, alternatives.

ALTERNATIVES:

The Board may not approve the proposed changes and/or may either propose an alternate modification of the FCTA By-Laws.

BACKGROUND:

On February 17, 2010 the Fernley City Council adopted Ordinance #2010-006 which established the Fernley Convention and Tourism Authority Board and described the FCTA's appointment guidelines, terms of office, removal of office, compensation and expenses, operating regulations and other matters relating to FCTA. The Council then in March 27, 2010 followed up with adopting Resolution #10-008 which established the FCTA Grant forms and procedures. Later that year, on October 20, 2010 the Fernley City Council adopted Resolution #10-019 which established the FCTA By-Laws. Stated in the FCTA By-Laws under Article VII – Amendments of By-Laws may be amended by the FCTA Board as deemed necessary by a majority vote of the Board members.

On June 15, 2011 the Fernley City Council adopted Ordinance #2011-005 which amended Fernley Municipal Code to establish the City of Fernley Convention and Tourism Authority Board consist of the voting members of the Fernley City Council. The following month on July 20, 2011 the City Council adopted Resolution #11-008 and #11-009. Resolution #11-008 amended to FCTA rules and procedures and the grant guidelines to be consistent with the passage of Ordinance #2011-005. This resolution also allows staff to revise the grant application, underwriting agreement, evaluation form and request for reimbursement forms without City Council approval. Finally, on July 20, 2011, the City Council adopted Resolution #11-009 modifying the FCTA By-Laws so that it reads consistent with the changes made by the passage of Ordinance #2011-005.

Presently, the FCTA Board is interested in possibly modifying the FCTA By-Laws and FCTA Grant Guidelines. This staff report brings forth the discussion of revising the FCTA By-Laws.

RECOMMENDATIONS:

After reviewing the FCTA By-Laws, the committee recommends modifying the FCTA By-Laws to state FCTA Board members will not receive compensation of any type, including reimbursement of expenses. This small revision will make clear the Board members are not compensated for sitting on the Board. It should be noted, it is not common for Board Members have received compensation in the form of reimbursement for expenses related to FCTA business with prior administrative approval. There are also several grammatical corrections to the By-Laws included in the proposed modification.

Staff also recommends the Board approve staff moving forward by bringing any modifications of the FCTA By-Laws by resolution to the City Council for adoption through a resolution.

PRIOR COUNCIL AND FCTA BOARD ACTION:

- July 20, 2011: Passed, approved, and adopted Resolution #11-009
- July 20, 2011: Passed, approved, and adopted Resolution #11-008
- June 15, 2011: Passed, approved, and adopted Ordinance #2011-005
- October 20, 2010: Passed, approved, and adopted Resolution #10-019
- March 17, 2010: Passed, approved, and adopted Resolution #10-008
- March 17, 2010: Passed, approved, and adopted Resolution #10-007
- February 17, 2010: Passed, approved, and adopted Ordinance #2010-006

LEGAL IMPLICATIONS:

None

FINANCIAL IMPLICATIONS:

None

ATTACHMENTS:
Proposed Modified FCTA By-Laws mark-up